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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/825,440	04/14/2004	Bruce Bent	049212-0102	8474

22428 7590 01/10/2011  
FOLEY AND LARDNER LLP  
SUITE 500  
3000 K STREET NW  
WASHINGTON, DC 20007

EXAMINER
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PATEL, JAGDISH

ART UNIT	PAPER NUMBER
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3693

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01/10/2011

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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FOLEY AND LARDNER LLP  
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3000 K STREET NW  
WASHINGTON DC 20007

In re Application of	:	
Bruce BENT	:	DECISION ON PETITION
Application No. 10/825,440 Reissue	:	TO EXPUNGE FILED
Filed: April 14, 2004	:	UNDER 37 CFR 1.59(b)
For: MONEY FUND BANK SYSTEM	:	

This is a decision on the petition under 37 CFR 1.59(b), filed September 30, 2010, to expunge information from the above identified application.

The decision on the petition will be held in abeyance until allowance of the application or mailing of an Ex parte Quayle action or a Notice of Abandonment, at which time the petition will be decided.

Petitioner requests that the propriety information disclosure statement (PIDS) filed October 12, 2010 be expunged from the record. Petitioner states either: (A) that the information contains trade secret material, proprietary material and/or material that is subject to a protective order which has not been made public; or (B) that the information submitted was unintentionally submitted and the failure to obtain its return would cause irreparable harm to the party who submitted the information or to the party in interest on whose behalf the information was submitted, and the information has not otherwise been made public. The petition fee set forth in 37 CFR 1.17(g) has been paid.

The decision on the petition is held in abeyance because prosecution on the merits is not closed. Accordingly, it is not appropriate to make a final determination of whether or not the material requested to be expunged is "material," with "materiality" being defined as any information which the examiner considers as being important to a determination of patentability of the claims. Thus, the decision on the petition to expunge must be held in abeyance at this time.

During prosecution on the merits, the examiner will determine whether or not the identified document is considered to be "material." If the information is not considered by the examiner to be material, the information will be removed from the official file.



Wynn W. Coggins, Director  
Patent Technology Center 3600  
(571) 272-5350

lm: 1/5/11

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